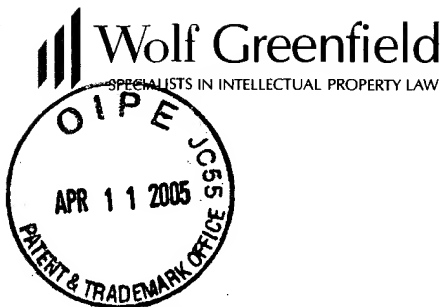


IFW



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April 8, 2005

Examiner Nita Minnifield
USPTO, Art Unit 1645
400 Dulany Street
Remsen Building
Floor 3, Room 1 Corridor C
Alexandria VA 22313

Re: U.S. Non-Provisional Patent Application entitled:
IMMUNOSTIMULATORY NUCLEIC ACID MOLECULES
Inventor(s): Krieg et al.
Serial No.: 09/337,584 Filing Date: June 21, 1999

Dear Examiner Minnifield:


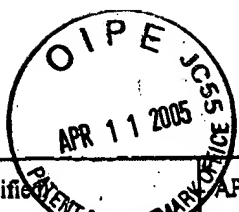
In the Office Action dated January 13, 2005 the Examiner indicated that some of the references cited on the August 27, 2004 IDS have not been considered. The examiner requests that Applicants submit copies of the references cited in that IDS which were not initialed by the Examiner. In order to clarify the status of these references Applicants representative called the Examiner on March 21, 2005 and discussed the forms. According to the Examiner the references without her signature were not scanned into the system and thus not accessed by her. The examiner suggested contacting the Help Desk or OIPA to discuss the best way for resolving the issue. The OIPA never answered several calls. On April 7, 2005 the undersigned was informed by Ray of the Help Desk that Applicant should submit the duplicate copies of the reference directly to the Examiner in order to avoid the afore-mentioned problem.

Out of an abundance of caution, Applicants are following the advice of the Help Desk and are submitting a copy of the 1449 and references directly to the Examiner. An original copy of the 1449 Form and Statement are being submitted on the same date through the regular USPTO mail with a certificate of mailing. It is respectfully requested that the Examiner consider the remaining information presented in the information disclosure statement prior to taking any further action on the merits and to return a copy of the initialed 1449 form to Applicants.

Very truly yours,

WOLF, GREENFIELD & SACKS, P.C.

Helen C. Lockhart

✓

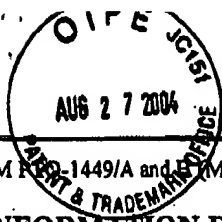
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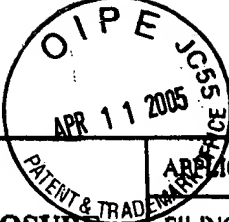
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Examiner's Initials	Cite No.	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication or of Issue of Cited Document MM-DD-YYYY
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<i>mm</i>	A4	6,727,230	B1	Hutcherson et al.	04-27-2004
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Nita M. Minnifield

1-3-05





FORM PTO-1449/A and (Modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT		APPLICATION NO.: 09/337,584 FILING DATE: June 21, 1999 APPLICANT: Krieg et al. GROUP ART UNIT: 1645	ATTY. DOCKET NO.: C1039.70020US00 CONFIRMATION NO.: 9169 EXAMINER: Nita M. Minnifield
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FORM PTO/A 1449/A and (Modified)

APPLICATION NO.: 09/337,584

ATTY. DOCKET NO.: C1039.70020US00

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

FILING DATE: June 21, 1999

CONFIRMATION NO.: 9169

APPLICANT: Krieg et al.

GROUP ART UNIT: 1645

EXAMINER: Nita M. Minnifield

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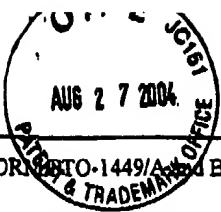
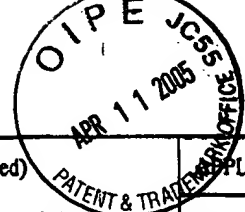
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	B5	WO	00/16804	A1	Dynavax Technologies Corporation		
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APPLICATION NO.: 09/337,584

ATTY. DOCKET NO.: C1039.70020US00

FILING DATE: June 21, 1999

CONFIRMATION NO.: 9169

APPLICANT: Krieg et al.

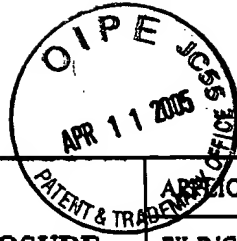
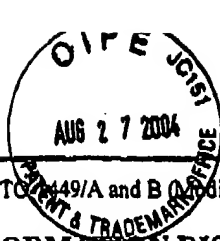
GROUP ART UNIT: 1645

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT		FILING DATE: June 21, 1999	CONFIRMATION NO.: 9169
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		GROUP ART UNIT: 1645	EXAMINER: Nita M. Minnifield
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MM	C121	Patent Interference No. 105,171. Miscellaneous Motion 2 (Unopposed Request for Addition to Iowa's File History). April 15, 2004.		
MM	C122	Patent Interference No. 105,171. Iowa Preliminary Motion 3 (for Judgment Based on Failure to Comply with 35 U.S.C. 135(b)) (Electronically filed, unsigned). June 7, 2004.		
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MM	C139	Amended Claims for Application Number 09/337,584, filed March 10, 1999.		

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Nita M. Minnifield

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